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374/38

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

REINHOLD ET AL.

Serial No.: 10/062,174

Filed: 1/31/02

Confirmation No.: 9372

Atty. File No.: 44902-00416

For: "INHALER WITH AIRFLOW
REGULATION"

) Group Art Unit: 3743

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) Examiner: RAGONESE, ANDREA M.

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AMENDMENT AND RESPONSE

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| CERTIFICATE OF MAILING | |
| I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON <u>2/28/05</u> . | |
| MARSH FISCHMANN & BREYFOGLE LLP | |
| BY: <u>Ruth E. Ostgulen</u> | Ruth E. Ostgulen |

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Commissioner for Patents
P.O. Box 1450
10 Alexandria, VA 22313-1450

Dear Sir:

Applicant submits this Amendment and Response to address the Office Action having a
15 mailing date of September 9, 2004. Enclosed herewith is a petition for a three-month extension of
time, thereby extending the time period for response from December 9, 2004 to March 9, 2005, as
well as a check in the amount of \$1020.00 as the fee for such extension. Although the Applicant
believes that no additional fees are due for filing this Amendment and Response, please charge any
fees deemed necessary to Deposit Account No. 50-1419.

20 Please amend the above-identified patent application as follows: